

Response Under 37 C.F.R. § 1.116
Expedited Procedure
Group Art Unit 1617

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Application No. 10/057,323
Paper Dated: February 21, 2006
Attorney Docket No. CV01489K US/4686-045531

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/057,323
Inventors : Harry R. DAVIS, et al.
Filed : January 25, 2002
Title : COMBINATIONS OF PEROXISOME
PROLIFERATOR-ACTIVATED
RECEPTOR (PPAR) ACTIVATOR(S) AND
STEROL ABSORPTION INHIBITOR(S) AND
TREATMENTS FOR VASCULAR INDICATIONS
Group Art Unit : 1617
Examiner : San Ming R. Hui
Customer No. : 28289

FACSMILE NO. 571-273-8300
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Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 22, 2005 of the Primary Examiner finally rejecting claims 1-4, 11-13, 21, 28, 32, 34, 37-40, 42-43, 47-48, 83-84, 86 and 100-101.

I hereby certify that this correspondence is being sent via facsimile to:
Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

02/21/06
Date

Lisa A. Miller
Signature

Lisa A. Miller

Typed Name of Person Signing Certificate

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The Commissioner for Patents is hereby authorized to charge any fees which may be required to Deposit Account No. 23-0650 or credit any overpayment to Deposit Account No. 23-0650. The original and two copies of this Notice of Appeal are attached.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON
ORKIN & HANSON, P.C.

By



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